

## Commonwealth of Massachusetts

SUFFOLK, ss.


 SUPERIOR COURT DEPARTMENT  
 OF THE TRIAL COURT  
 CIVIL ACTION

No. 04-0308

BOSTON FEDERAL SAVINGS BANK

, Plaintiff(s)

v.

ELLEN R. MARCUS

, Defendant(s)

## SUMMONS

To the above-named Defendant:

You are hereby summoned and required to serve upon P. Anderson Henderson, Jr.Looney & Grossman LLP

plaintiff's attorney, whose address is 101 Arch Street, Boston, MA 02110, an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You are also required to file your answer to the complaint in the office of the Clerk of this court at Boston either before service upon plaintiff's attorney or within a reasonable time thereafter.

Unless otherwise provided by Rule 13(a), your answer must state as a counterclaim any claim which you may have against the plaintiff which arises out of the transaction or occurrence that is the subject matter of the plaintiff's claim or you will thereafter be barred from making such claim in any other action.

Witness, Suzanne V. DelVecchio, Esquire, at Boston, the 30th day of January, in the year of our Lord two thousand four.

Clerk/Magistrate

## NOTES.

1. This summons is issued pursuant to Rule 4 of the Massachusetts Rules of Civil Procedure.
2. When more than one defendant is involved, the names of all defendants should appear in the caption. If a separate summons is used for each defendant, each should be addressed to the particular defendant.
3. TO PLAINTIFF'S ATTORNEY: PLEASE CIRCLE TYPE OF ACTION INVOLVED  
 (1) TORT — (2) MOTOR VEHICLE TORT — (3) CONTRACT — (4) EQUITABLE RELIEF — (5) OTHER



Norfolk County Sheriff's Department 2015 Washington St. • Braintree, MA 02184 • (781) 326-1787

Norfolk, ss.

February 9, 2004

I hereby certify and return that on 2/6/2004 at 07:25 am I served a true and attested copy of the summons and complaint in this action in the following manner: To wit, by leaving at the last and usual place of abode of Ellen R. Marcus, 110 Clark Road Brookline, MA 02446. Conveyance (\$3.00), Copies-Attestation (\$5.00), Basic Service Fee (\$20.00), Postage and Handling (\$1.00), Travel (\$2.56) Total Charges \$31.56

Deputy Sheriff James E. Riggs

  
 Deputy Sheriff
**N.B. TO PROCESS SERVER:-**

PLEASE PLACE **DATE** YOU MAKE SERVICE ON DEFENDANT IN  
THIS BOX ON THE ORIGINAL AND ON COPY SERVED ON DEFENDANT.

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Commonwealth of Massachusetts

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SUMMONS

(Mass. R. Civ. P. 4)

(AFFIX FILING STAMP HERE)